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Fax Number:	(571) 273-8300 and (703	8) 872-9306	Telephone No.:
From: R. Ala	n Burnett		
Date: <u>Septe</u>	mber 13, 2005	Time:	
Operator: A	drian Villarreal	Matter: 42P11	1865
Number of page	es including cover sheet	t: <u>26 pages</u>	
In Re Patent Ap	plication of: <u>Jay H. Co</u>	nnelly	
Application No.	: 09/882,487		
Filed: <u>June 18</u>	5, 2001		
For: A METHOL	) AND APPARATUS FOR C	CONTINUOUSLY	AND OPPORTUNISTICALLY
DRIVING AN OPT	TIMAL BROADCAST SCHE	DULE BASED ON	MOST RECENT CLIENT
DEMAND FEEDB	ACK FROM A DISTRIBUTE	D SET OF BROA	DCAST CLIENTS
Enclosed are th	e following documents:		
<u>Transmittal Let</u>	<u>ter – in duplicate (4 page</u>	es)	
<u>Amendment AF</u>	(21 pages)		
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05/01/03

Attorney's Docket No.: 42P11865							<u> </u>	Patent			
In re the Application of:					_ AMENDMENT UNDER						
(Inventor(a)) Application No.:09/882,487							37 C.F.R. § 1.116 EXPEDITED PROCEDURE				
Filed: _	June 15, 200	1					EXAMINING GROUP 2600				2600
For: _	A METHOD A	AND API	PARATUS FO	R CONTIN	<u>luou</u>	SLY A	ND OPPORT	UN	ISTICAL	LY DR	VING
_	AN OPTIMAL	BROAL	DCAST SCHE	DULE BAS	ED C	ON MO	ST RECENT	CLI	ENT DE	MAND	FEEDBACK
FROM A DISTRIBUTED SET OF BROADCAST CLIENTS											
Mail Stop AF COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450  SIR: Transmitted herewith is an Amendment After Final Action for the above-referenced application.											
<u> </u>	Applicant class No addition A Notice of A	sims sm lal fee Is Appeal is	all entity status s <b>required.</b> s enclosed.	s. See 37 C	CFR 1	.27.	n nie above-	iele:	renceo a	applicat	ion.
The fee I	nas been calc	ulated a	s shown below	r:					OTHE	R THAI	NΔ
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	Remaining After Amd.		Highest No. Previously Paid For	Present Extra		Rate	Additional Fee		Rate	Addition Fee	
Total Claims	• 53	Minus	•• 56	0		X25	\$		X50	\$	0
Indep. Claims	• 4	Minus	ww 4	0		X100	\$		X200	\$	0
First Presentation of Multiple					\$		+360	\$			
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<ul> <li>If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.</li> <li>If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.</li> </ul>											
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Adrian Villarreal											
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37 C.F A chec Please A dupl The Ur Patent associa (a dup	ck in the amount of \$ is attached for ant(s) hereby Petition(s) for an Extension of Time F.R. § 1.136(a).  ck for \$ Is attached for processing a charge my Deposit Account No. 02-2666 the amolicate copy of this sheet is enclosed.  Index Secretary of Commerce for Intellectual Property and Trademark Office is hereby authorized to character with this communication or credit any overpablicate copy of this sheet is enclosed):  Any additional filing fees required under 37 extra claims.  Any extension or petition fees under 37 C.F.	fees under 37 C.F.R. § 1.17. ount of \$  erty and Director of the United States arge payment of the following fees syment to Deposit Account No. 02-2666 C.F.R. § 1.16 for presentation of
	BLAKEL	Y SOKOLOFF TAYLOR & ZAFMAN LLP
Date: Sept	13, 2405 R. Alan E Reg. No.	

12400 Wilshire Boulevard Seventh Floor Los Angeles, California 90025 (206) 292-8600

Attorney	's Docket No.:	_42P1	1865	_							Patent
In re the Application of:				AMENDMENT UNDER							
(Inventor(s)) Application No.:09/882,487							R. § 1.11 ED PRO		IRE		
Filed: _	June 15, 200	1					EXAMINING GROUP 2600				2600
For: _	A METHOD A	AND API	PARATUS FO	R CONTIN	IUO	USLY A	ND OPPORT	<u>un</u>	ISTICAL	LY DF	RIVING
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SIR: Tra	Applicant cla	aims sma I <b>al fee I</b> s		i <b>t After Fir</b> 3. See 37 (	nal # CFR	Action fo 1,27,	or the above-	refe	renced a	applica	ition.
The fee I	has been calc	ulated a	s shown below	r.					OTHE	R THA	M A
	(Col. 1)		(Col. 2)	(Col. 3)		SMAL	L ENTITY		SMAL		
	Claims Remaining After Amd.		Highest No. Previously Paid For	Present Extra		Rate	Additional Fee		Rate	Addit Fe	
Total Claims	• 53	Minus	<b>**</b> 56	0		X25	\$		X50	\$	0
Indep. Claims	• 4	Minus	*** 4	0		X100	\$		X200	\$	0
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Applicant(s) he 37 C.F.R. § 1. A check for \$_ Please charge A duplicate co The Under Sec Patent and Tra associated with (a duplicate co X Ar	ereby Petition(s) for an Extention (s) for an Exten	ellectual Property and Director of the United States horized to charge payment of the following fees lit any overpayment to Deposit Account No. 02-2666 ed):  red under 37 C.F.R. § 1.16 for presentation of
		BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP
Date: <u>Sept 18, 1</u>	105	R. Alan Burnett Reg. No. 46,149

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IN THE UNITED STATES PATENT AND TR	ADEMARK OFFICE
In re Application of:	
Jay H. Connelly	Examiner: Vu, Ngoc K.
Serial No. 09/882,487	Art Unit: 2611
Filed: June 15, 2001	
For: A METHOD AND APPARATUS FOR CONTINUOUSLY AND OPPORTUNISTICALLY DRIVING AN OPTIMAL BROADCAST SCHEDULE BASED ON MOST RECENT CLIENT DEMAND FEEDBACK FROM A DISTRIBUTED SET OF BROADCAST CLIENTS	
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## AMENDMENT AND REQUEST FOR RECONSIDERATION

Sir:

Responsive to the Final Office Action mailed July 13, 2005, the Applicants request the Examiner to enter the following amendments and to reconsider all pending claims in view of the amendment and the following remarks.

42P11865 Ser. No. 09/882,487 Examiner: Vu, Ngoc K. Art Unit: 2611

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